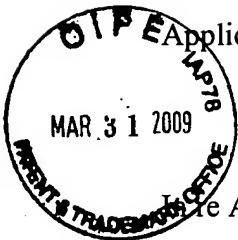


04.01.09



Application No: 10/810,019 Docket No.: Q198-US1

Page 1

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

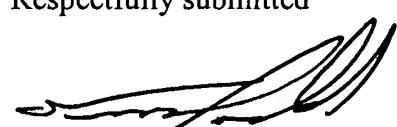
The Application of:
WEST, Robert C. et al. : Group Art Unit: 1795
Application No.: 10/810,019 : Examiner: Crepeau, Jonathan
Filing Date: March 14, 2004 :
Title: POLYSILOXANE FOR USE IN :
ELECTROCHEMICAL CELLS :
:

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

In response to the Final Office Action dated 02/02/2009, applicant is filing a Notice of Appeal. No extension of time fees are filed because this Notice of Appeal is being filed within six months of the last Office Action. If, however, it is determined that additional fees are due, the Commissioner is hereby authorized to charge Deposit Account Number 50-0921.

Respectfully submitted


TRAVIS DODD
Reg. No. 42,491
Agent for Applicant(s)

Quallion LLC
P.O. Box 923127
Sylmar, CA 91392-3127
818-833-2003 ph
818-833-2065 fax

04/01/2009 NNGUYEN1 00000024 10810019
01 FC:2401 270.00 OP

MAR 31 2009

PTO/SB/31 (08-03)

Approved for use through 07/31/2006. OMB 06551-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCESDocket Number (Optional)
Q198-US1

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on _____

Signature _____

Typed or printed name _____

In re Application of
WEST, Robert C. et al.Application Number
10/810,019Filed
March 25, 2004For POLYSILOXANE FOR USE IN
ELECTROCHEMICAL CELLSArt Unit
1795Examiner
CREPEAU, Jonathan

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 540.00

- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 270.00
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Director has already been authorized to charge any fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0921. I have enclosed a duplicate copy of this sheet.
- A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

 applicant/inventor. assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)Travis Dodd
Typed or printed name attorney or agent of record.
Registration number 42,491818-833-2003
Telephone number attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a).3/31/2009
DateNOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required, see below*. *Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

04/01/2009 NNGUYEN1 00000024 10810019

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

01 FC:2401

270.00 OP

MAR 31 2009

FEE TRANSMITTAL

Attorney Docket No.	Q198-US1
First Named Inventor:	West, Robert C. et al.
Application Number	10/810,019
Filing Date:	March 25, 2004
Examiner Name:	1795
Group/Art Unit:	Jonathan Crepeau

TOTAL AMOUNT OF PAYMENT:	\$ 270.00
METHOD OF PAYMENT (check One)	<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and/or credit any over payment to: Deposit Account No.: 50-0921 Deposit Account Name: Quallion LLC</p> <p>2. <input checked="" type="checkbox"/> Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Money Order <input checked="" type="checkbox"/> Other - Credit Card</p>

2. UTILITY Basic Filing Fee & Claims

(1) For	(2) No. filed	(3) No. extra	(4) Large Entity	(5) Small Entity	(6) Calculations
Basic Filing Fee	XX	XX	\$330.00	\$165.00	\$0.00
Total Claims	27 - 54 =	0	X \$52.00	X \$26.00	\$0.00
Independent Claims	2 - 4 =	0	X \$220.00	X \$110.00	\$0.00
Multiple Dependent Claim(s) (if applicable)			\$390.00	\$195.00	\$0.00
Total of above Calculations =					\$0.00

Basic Filing Fee	Large Entity	Small Entity	Total
Design filing fee	\$220.00	\$110.00	\$0.00
Reissue filing fee	\$330.00	\$165.00	\$0.00
Provisional filing fee	\$220.00	\$110.00	\$0.00
Total of above Calculations =			\$0.00

3. ADDITIONAL FEES

Fee Description	Large Entity	Small Entity	Other
Notice of Appeal	\$	\$270.00	\$270.00
	\$	\$	\$
	\$	\$	\$
	\$	\$	\$
TOTAL:			\$270.00

Name (print/type)	TRAVIS L. DODD	Registration No.: (Attorney/Agent)	42,491
Signature		Date	03/31/2009